



**REPLY UNDER 37 C.F.R. 1.116  
EXPEDITED PROCEDURE  
GROUP ART UNIT 1653**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appl. No. : 09/889,592  
Applicant : FERBY et al.  
Filed : August 2, 2001  
TC/A.U. : 1653  
Examiner : S. Snedden

Docket No. : 2923-497  
Customer No. : 06449  
Confirmation No. : 2983  
Title : PROTEIN WITH CELL PROLIFERATION AND CELL DIVISION  
MODULATING ACTIVITY AND DNA ENCODING SUCH  
PROTEIN

Director of the United States Patent  
and Trademark Office  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

**AMENDMENT UNDER 37 C.F.R. 1.116**

February 4, 2004

This Amendment is being submitted in response to the September 26, 2003 Final Office Action issued by the Examiner in connection with the above-identified application. A response was originally due December 26, 2003. A petition for a two-month extension of time extending the due date for response to February 26, 2004, accompanies this Amendment. Accordingly, this Amendment is being timely filed and Applicants respectfully request its entry.

Please amend the above-identified application as follows.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks** begin on page 5 of this paper.

Image

AF 1653  
16

**FEE TRANSMITTAL**  
**for FY 2003**  
**(Large Entity)**



**Complete if Known**

		Application Number	09/889,592	
		Filing Date	August 2, 2001	
		First Named Inventor	Ingvar Mats FERBY et al.	
		Examiner Name	S. Snedden	
		Group Art Unit	1653	
Total Amount of Payment	(\$)	420.00	Attorney Docket Number	2923-497

**METHOD OF PAYMENT (check one)**

1. ☒ The Commissioner is hereby authorized to charge additional fees and credit any overpayment to Deposit Account Number 02-2135 in the name of Rothwell, Figg, Ernst & Manbeck

- ☒ Charge any Additional Fee Required Under 37 CFR 1.16 and 1.17

- ☐ Applicant claims small entity status

2. ☒ Payment Enclosed

- ☒ Check  
☐ Credit Card

**FEE CALCULATION**

**1. FILING FEE**

Fee Code	Fee \$	Fee Description	Fee Paid
1001	770	Utility filing fee	[ ]
1002	340	Design Filing Fee	[ ]
1003	530	Plant Filing Fee	[ ]
1004	770	Reissue Filing Fee	[ ]
1005	160	Provisional Filing Fee	[ ]

**SUBTOTAL \$**

**2. CLAIMS**

	Extra Claims	Fee	Fee
Paid			
Total Claims	[ ] - 20** = [ ] x	\$18 = [ ]	
Independent Claims	[ ] - 3** = [ ] x	86 = [ ]	
Multiple Dependent Claims	+	290 = [ ]	

\*\*or number previously paid, if greater;

**SUBTOTAL \$**

**FEE CALCULATION (continued)**

**3. ADDITIONAL FEES**

Fee Code	Fee Paid	Fee Description	Fee Paid
1051	130	Surcharge - late filing fee or oath	[ ]
1052	50	Surcharge - late provisional filing fee or cover sheet	[ ]
1053	130	Non-English specification	[ ]
1812	2,520	For filing a request for reexamination	[ ]
1804	920	Requesting publication of SIR prior to Examiner action	[ ]
1804	1,840*	Requesting publication of SIR after Examiner action	[ ]
1251	110	Extension for reply within first month	[ ]
1252	420	Extension for reply within second month	[ 420 ]
1253	950	Extension for reply within third month	[ ]
1254	1,480	Extension for reply within fourth month	[ ]
1255	2,010	Extension for reply within fifth month	[ ]
1401	330	Notice of Appeal	[ ]
1402	330	Filing a brief in support of an appeal	[ ]
1403	290	Request for Oral Hearing	[ ]
1451	1,510	Petition to institute a public use proceeding	[ ]
1452	110	Petition to revive -unavoidable	[ ]
1453	1,330	Petition to revive - unintentional	[ ]
1501	1,330	Utility issue fee (or reissue)	[ ]
1502	480	Design issue fee	[ ]
1503	640	Plant issue fee	[ ]
1460	130	Petitions to the Commissioner	[ ]
1807	50	Processing fee under 37 CFR 1.17(q)	[ ]
1806	180	Submission of Information Disclosure Statement	[ ]
8021	40	Recording each patent assignment per property (times number of properties)	[ ]
1809	770	Filing a submission after final rejection (37 CFR .129(a))	[ ]
1810	770	For each additional invention to be examined (37 CFR 1.129(b))	[ ]
1801	770	Request for Continued Examination (RCE)	[ ]
1802	900	Request for expedited examination of a design application	[ ]
1504	300	Publication fee for early, voluntary, or normal publication	[ ]
1505	300	Publication fee for republication	[ ]
1455	200	Filing application for patent term adjustment	[ ]
1456	400	Request for reinstatement of term reduced	[ ]
Other fee (specify)			[ ]

\* Reduced by Basic Filing Fee Paid

**SUBTOTAL**

**\$420**

SUBMITTED BY		Complete (if applicable)	
NAME AND REG. NUMBER	Patrick T. Skacel, Reg. No. 47,948		
SIGNATURE	DATE	DEPOSIT ACCOUNT USER ID	
	February 4, 2004		